IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 13TH FEBRUARY 2007 / 24TH MAGHA 1928

RP.No. 35 of 2007(G)

JUDGMENT IN WPC.9304/2006 DATED 30.11.2006

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REVIEW PETITIONER:-

B. SHAJI,
PRASANTHI, PRAKKULAM CHERRY,
THRIKARUVA VILLAGE, KOLLAM.

BY ADV. SRI.K.SUBASH CHANDRA BOSE

RESPONDENTS:

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1. THE OMBUDSMAN FOR LOCAL SELF GOVERNMENT INSTITUTIONS, THIRUVANANTHAPURAM.

2. THE SECRETARY,
THRIKKARUVA GRAMA PANCHAYAT,
KANJAVELI P.O., KOLLAM DISTRICT.

3. KRISHNAN GOPINATHAN,
KRISHNA NIVAS, PRAKUNNATHU CHERRY,
KANJAVELI, PRAKKULAM P.O., KOLLAM.

R3 BY ADV. SRI.K.S.MANU (PUNUKKONNOOR)

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 13/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

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R.P.NO.35 OF 2007 IN
W.P.(C) No.9304 OF 2006

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DATED THIS THE 13TH FEBRUARY, 2007

O R D E R

Having regard to the submissions addressed before me by Sri. K.Subashchandra Bose, learned counsel for the petitioner and Sri.K.S.Manu, learned counsel for the 3rd respondent, the Review Petition will stand allowed to the limited extent of deleting the following sentence in para.3 of the judgment: "True, title over the land upon which the building or buildings are constructed seems to be with the third respondent". It is clarified that the question of title over the land will be decided by the competent civil court.

(PIUS C. KURIAKOSE, JUDGE)

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